Calculating Areas and Fees for Temporary Use of the Right-of-Way

Effective February 24, 2010

I. Introduction

Construction on private property frequently requires temporary use of the right-of-way (ROW) for equipment, utility installations, material storage and other activities. When the ROW is temporarily used for these activities, the public's access to the ROW is restricted. This results in limitations on pedestrian, bus and traffic mobility.

SDOT's goal is to minimize these impacts to mobility within the right-of-way while still permitting necessary infrastructure improvements, utility construction and private development.

As a part of this strategy, SDOT charges for the temporary use of the ROW for purposes other than public use. These "use fees" increase based on the amount of area occupied, the duration the area impacts the public ROW and the type of street impacted.

The purpose of this Client Assistance Memo is to provide information on how use fees are calculated. This will assist you in planning your activities so that the ROW can be returned to public use as quickly as possible.

II. Fees/Service Charges

There are three main types of fees/service charges that may be incurred on a permit:

☐ Issuance Fee

An issuance fee of \$101 is charged for all permits to cover the cost of issuing the permit.

□ Review/Inspection Fees

Review and Inspection time is charged at a rate of \$150 per hour. This includes Traffic Control Plan reviews and Field reviews which are charged in half hour increments.

□ Use Fee

Use fees are calculated based on the amount of public ROW area occupied, the duration the area impacts the public ROW and the type of street impacted.

Use fees escalate in accordance with the fee schedule unless the ROW is completely unoccupied for 10 consecutive calendar days or more during the project.

III. How we calculate use fees

☐ Amount of Area

Use fees are calculated on any area of the ROW used as part of the project. The area is equal to the square footage restricted from public access due to temporary construction use.

Typically the area of use can be calculated as the length of the project by the width.

Areas affected by temporary construction may include:

- Sidewalks and/or planting strips within the ROW that cannot be used by the public because of construction-related activities.
- Parking lanes that are blocked with equipment or material and are unavailable for public use.
 - The entire lane width is used to calculate the use area.
- Drive lanes that are not open to the public because of traffic control.
 - Any area removed from the public's use of the ROW to create a safety zone must be kept free and clear of materials, vehicles, etc.

Duration

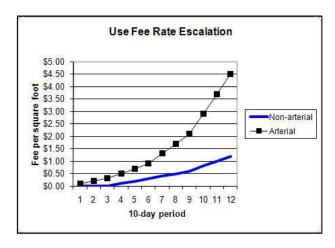
Use fees are calculated using the total number of calendar days the ROW is occupied by the project in 10-day increments.

□ Type of Street

The City of Seattle classifies streets as Arterial or Non-Arterial according to different levels of emphasis on traffic movement versus direct access to property.

- Arterial
 - Use fees begin accruing immediately upon start of use.
- Non-Arterial
 - Use fees begin accruing after the first 30 days of use.

The graph below shows the rate of fee escalation by street type in 10-day increments.



For more details about street types, and to determine the type of street you are occupying, refer to:

http://www.seattle.gov/transportation/streetclassmaps.htm

IV. How to minimize use fees

☐ Working with Street Use staff

Street Use staff will work with you to minimize the impact to the ROW which, in turn, typically reduces your use fees.

You may bring your plans into the Street Use Counter and staff will review your proposed project use and help you determine the best use of the area that meets your needs, minimizes ROW impact and possibly reduces costs.

Some strategies to minimizing use fees include:

- Reducing amount of area used for temporary construction activities
 - If the project/work must impact the ROW, can it be mitigated?
 - Can a covered sidewalk be used?

- Can the impact be minimized to a single lane closure?
 - Keeping to only one lane closure versus creeping into two
- Can the duration of the lane closure be shortened?
- Reducing the time ROW is impacted
 - Overall
 - Reducing the overall amount of time you are in the ROW will reduce the overall cost of use fees
 - Intermittent
 - During the course of the project you may be able to give ROW access back to the public for a period of time, not less than 10 consecutive calendar days, to reduce use fees. The District Inspector will verify.
 - ROW is completely unoccupied on all frontages for 10 consecutive calendar days or more on all frontages adjacent to the project:
 - Use fees are not applied during time row is not occupied
 - Use fees reset at the lowest rate
 - ROW is not completely unoccupied on all frontages adjacent to the project:
 - Use fees are not applied during the time period where the ROW is not occupied
 - Calculation of use fees pick up where they left off

For example:

If you were paying \$0.20 per square foot when you leave the ROW, your use fees will still be \$0.20 per square foot when you resume activities in the ROW (until such time that normal fee escalation occurs)

Moving to a lower impact area

If the ROW must be impacted you may be able to move the work to a lower impact area, such as:

Moving the work from an Arterial street to an alley or a Non-Arterial street

■ Working with your Inspector

You must work with your inspector if at any point you:

- Need to change an existing permitted area of use
 - If changes are made, the Permittee must obtain a revised Street Use permit with the correct area of use
- Plan to not use the ROW
 - If you plan to not use the ROW for any length of time, it needs to be verified and documented by the Street Use inspector in order to affect the calculation of your use fees.

The Street Use inspector may also periodically visit the site to verify the use area has not been substantially altered.

V. Projects with Street Improvements

If your project includes street improvements in the ROW, you will not be charged use fees while actively doing street improvement construction.

When the approved street improvement work includes removal of curb, sidewalk or pavement, the removal must occur *immediately* prior to the start of the street improvement work. If improvements do not occur immediately you will incur use fees for the period between removal and the start of construction of the street improvements.

Use fees will also be incurred under a separate Street Use permit when:

- Storing materials for purposes other than ROW construction at any time during the project including during construction of improvements
- Restricting access to any portion of the ROW when work on street improvements is stopped for 10 consecutive calendar days or more
- Locating equipment in the ROW for use other than activities directly related to street improvement construction
- Blocking parking lanes for construction vehicles

VI. Sample Site Plans and Example Use Fee Calculation Worksheets

SDOT Street Use provides a "Use Fee Estimation Worksheet" that can be used for estimating the use fees associated with your project. The worksheet is only intended to provide an estimation of the cost. Other fees may be applied such as fees for Inspections or Reviews.

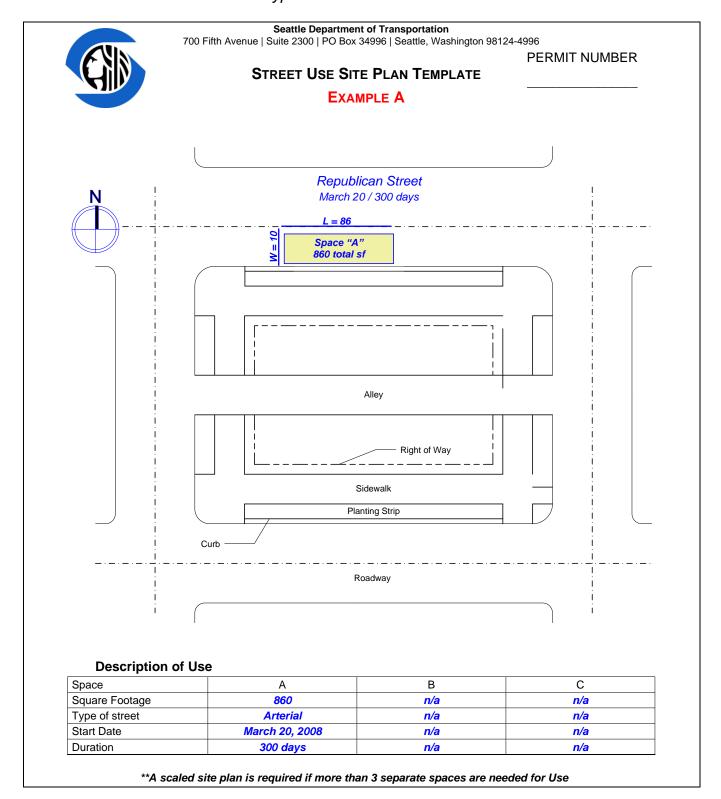
Examples of illustrated site plans and completed Use Fee Estimation Worksheets are included in the following pages. They can be used as a guide for understanding how Use Fees are applied based on various scenarios.

Example A - Basic Use

Template Conditions

Result

*Same square footage *Same type of Street *Use fees escalate according to the fee schedule



Use Fee Estimation Worksheet

Example A - Basic Use

Arterial

			-day period	ds for c	alculation of use fees
1) Determine Area of	Use (Square F	ootage):			·
86	Х	10	=	а	860
Length (Lineal fe	et)	Width (Linea	al feet)		Area/Square Footage (sf)
2) Determine number	of "10-day per	riods" based	on the dura	tion of Pı	roject:
300	divided by 10	= b	30	(roui	nd up to the nearest whole number)
No. of days in project		Total # o	of 10-day perio	ds	
3) Calculate the estin	nated use fees:	:			
If b is 12 or less	s: fill out Sectio	n II. If b	is 13 or mo	re: fill out	Section III.
Section II: Use Fe		1	find correspond	ding amou	nt from b
1: \$0.10 x 2: \$0.20 x 3: \$0.30 x 4: \$0.50 x 5: \$0.70 x 6: \$0.90 x	(sf) = \$		7: \$1.30 8: \$1.70 9: \$2.10 10: \$2.90 11: \$3.70 12: \$4.50	x	(sf) = \$ (sf) = \$
Section III: Use F 1) Determine use feet	s for 1 st 12 peri	ods : \$4.50 X	than 12 pe	0	= c \$3870.00
2) Determine number	of additional 1 Enter amount fro			ninus 12	d 18 (additional 10-day periods)
3) Determine use fee: Enter amount from	_	X \$1.20 X			= e \$18576.00
	Us		Fees for 1 st 1 Iditional 10-da	ay periods	

Example B – Intermittent Use: Same Street Type

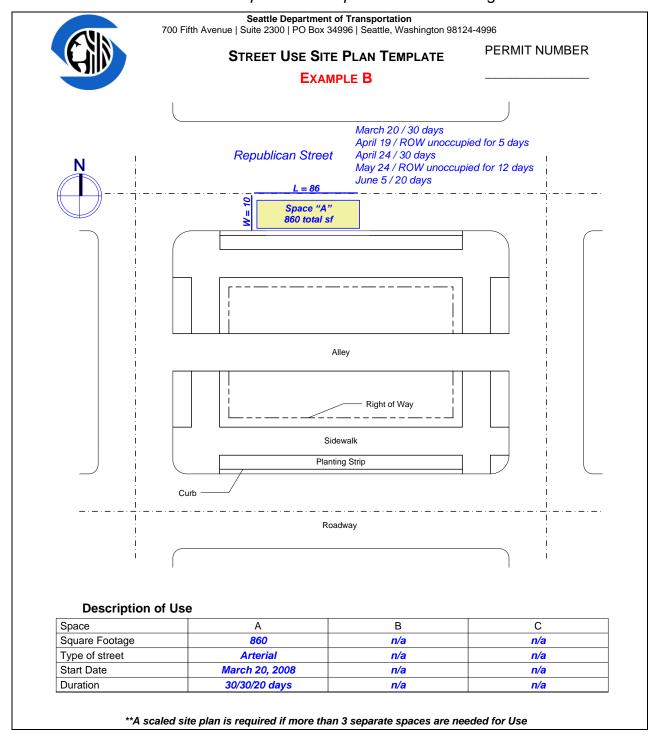
Template Conditions

*Same square footage *Same type of street

Result

*Use fees escalate according to the fee schedule
*Use fees may reset at lowest rate if ROW is completely
unoccupied for 10 or more days

- must be verified by Street Use inspector
- permittee responsible for obtaining verification



Use Fee Estimation Worksheet Example B / Part 1 – Intermittent Use Arterial

Section I: Determine area of use and 10-day periods for calculation of use fees
1) Determine Area of Use (Square Footage):
86
Length (Lineal feet) Width (Lineal feet) Area/Square Footage (sf)
2) Determine number of "10-day periods" based on the duration of Project:
60 divided by 10 = b 6 (round up to the nearest whole number)
No. of days in project Total # of 10-day periods
3) Calculate the estimated use fees:
If b is 12 or less: fill out Section II. If b is 13 or more: fill out Section III.
Section II: Use Fee Estimation (up to 12 periods) find corresponding amount from b find corresponding amount from b IIIIIIIIIIIIIIIIIIIIIIIIIIIIIIIIIII
1: \$0.10 X (sf) = \$ 7: \$1.30 X (sf) = \$ 2: \$0.20 X (sf) = \$ 8: \$1.70 X (sf) = \$ 3: \$0.30 X (sf) = \$ 9: \$2.10 X (sf) = \$ 4: \$0.50 X (sf) = \$ 10: \$2.90 X (sf) = \$ 5: \$0.70 X (sf) = \$ 11: \$3.70 X (sf) = \$ 6: \$0.90 X 860 (sf) = \$ 12: \$4.50 X (sf) = \$
Section III: Use Fee Estimation (if more than 12 periods) 1) Determine use fees for 1 st 12 periods 12: \$4.50 X = c \$ square footage from a
2) Determine number of additional 10-day periods Enter amount from b minus 12 = d (additional 10-day periods)
3) Determine use fees for additional 10-day periods Enter amount from d X \$1.20 X = e \$ square footage from a
Use Fees for 1 st 12 periods c \$ Use Fees for additional 10-day periods + e \$ Total \$

Use fee Estimation Worksheet Example B / Part 2 – Intermittent Use Arterial

Section I: Determine area of use and 10-day periods for calculation of use fees 1) Determine Area of Use (Square Footage):					
86 x 10 = a 860					
Length (Lineal feet) Width (Lineal feet) Area/Square Footage (sf)					
2) Determine number of "10-day periods" based on the duration of Project:					
20 divided by 10 = b 2 (round up to the nearest whole number)					
No. of days in project Total # of 10-day periods					
3) Calculate the estimated use fees:					
If b is 12 or less: fill out Section II. If b is 13 or more: fill out Section III.					
Section II: Use Fee Estimation (up to 12 periods)					
find corresponding amount from b find corresponding amount from b					
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4: \$0.50 x (sf) = \$ 10: \$2.90 x (sf) = \$					
5: \$0.70 X (sf) = \$ 11: \$3.70 X (sf) = \$ 12: \$4.50 X					
Section III: Use Fee Estimation (if more than 12 periods)					
1) Determine use fees for 1 st 12 periods					
12: \$4.50 X = c \$					
square footage from a					
2) Determine number of additional 10-day periods Enter amount from b minus 12 = d					
Enter amount from b minus 12 = d (additional 10-day periods)					
3) Determine use fees for additional 10-day periods					
Enter amount from d X \$1.20 X = e \$					
square footage from a					
Use Fees for 1 st 12 periods c \$					
Use Fees for additional 10-day periods + e \$					
Total \$					

Example C - Shifting Use on Same Type of Street

Template Conditions

*Same square footage *Same type of Street

Result

*Use fees escalate according to the fee schedule
*Use fees may reset at lowest rate

-same square footage continuously occupied

Seattle Department of Transportation

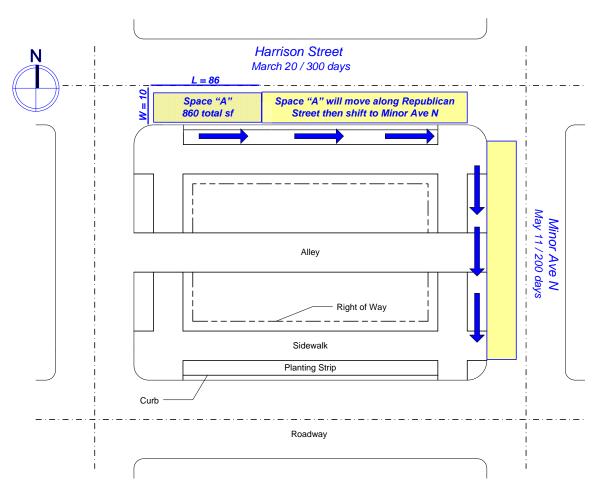
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PERMIT NUMBER



STREET USE SITE PLAN TEMPLATE

EXAMPLE C



Description of Use

Space	A	В	С
Square Footage	860	n/a	n/a
Type of street	Non-Arterial	n/a	n/a
Start Date	March 20, 2008	n/a	n/a
Duration	500 days	n/a	n/a

^{**}A scaled site plan is required if more than 3 separate spaces are needed for Use

Use Fee Estimation Worksheet Example C - Shifting Use on Same Type of Street Non-Arterial

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No	No. of days in project Total # of 10-day periods										
3) Ca	alculate	the estim	ated use	fees	<u> </u>	SC					
If	b is	27 or les	s: fill out	Secti	ion II. If	b is	28 or m	ore: fil	l out Sec	tion III.	
Sec	tion II:	Use Fee	Estimat	ion	(up to 27 pe	eriods)				
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4:	\$0.10	х	(sf)	= \$		18:	\$3.00	x		(sf) =	
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7:	\$0.40	Х	(sf)	= \$		21:	\$4.20	х		(sf)	Ψ
8:	\$0.50	Х	(sf)	= \$		22:	\$5.00	х		(sf) =	<u>*</u>
9:	\$0.60	Х	(sf)	= \$		23:	\$5.80	x		(sf) =	<u> </u>
10:	\$0.80	Χ	(sf)	= \$		24:		Χ		(sf)	<u> </u>
11: 12:	\$1.00 \$1.20	Χ	(sf)	= \$		25: 26:	(SOUND TO 100 PORT)	x		(sf) =	75.0
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Example D- Intermittent Use: Shifting between Different Street Types

Template Conditions

- *Two separate spaces identified
- same square footage for each space
- *Type of street changes

Result

*Use fees escalate according to the fee schedule for each separate space

*For each separate space, use fees are applied only for the time ROW is occupied *Use fees do not reset at lowest rate

-calculation picks up where they left off

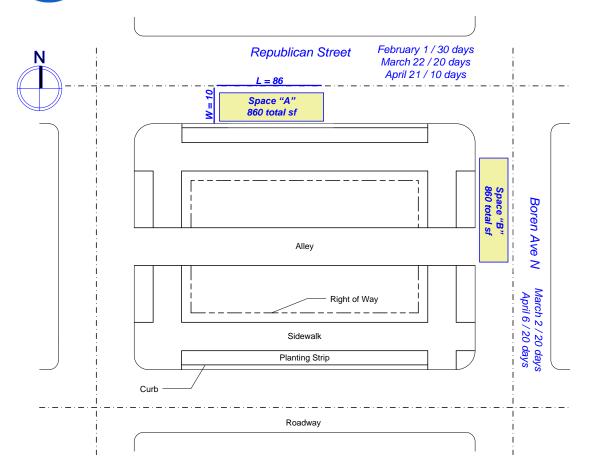
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PERMIT NUMBER



STREET USE SITE PLAN TEMPLATE

EXAMPLE D



Description of Use

•			
Space	A	В	С
Square Footage	860	860	n/a
Type of street	Arterial	Non-Arterial	n/a
Start Date	February 1, 2008	March 2, 2008	n/a
Duration	60 days	40 days	n/a

^{**}A scaled site plan is required if more than 3 separate spaces are needed for Use

Use Fee Estimation Worksheet Example D - Shifting Use between Different Street Types Arterial

Section I: Determ 1) Determine Area of			y periods	s for c	alculation of use fees
86	X	10	=	а	860
Length (Lineal fe	et)	Width (Lineal fee	et)		Area/Square Footage (sf)
2) Determine number	of "10-day perio	ods" based on	the duration	on of P	roject:
60	divided by 10 =	= b	6	(rou	nd up to the nearest whole number)
No. of days in project		Total # of 10	-day periods	;	
3) Calculate the estim	nated use fees:				
If b is 12 or less	s: fill out Section	II. If b is	13 or more	: fill out	Section III.
Section II: Use Fee Estimation (up to 12 periods) find corresponding amount from \$\mathbb{J}\$ find corresponding amount from \$\mathbb{J}\$ 1: \$0.10 x					
Section III: Use F 1) Determine use fees	s for 1 st 12 perio	ds \$4.50 X	an 12 per		_ = _c \$
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3) Determine use fees Enter amount from	- 1	\$1.20 X	nre footage fi	rom a	= e \$
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Use Fee Estimation Worksheet Example D - Shifting Use between Different Street Types Non- Arterial

Section I: Determine area of use and 10-da	y periods for calculation of use fees				
1) Determine Area of Use (Square Footage):					
86 x 10	= a 860				
Length (Lineal feet) Width (Line	al feet) Area/Square Footage (sf)				
2) Determine number of "10-day periods" based	d on the duration of Project:				
40 divided by 10 = b	4 (round up to the nearest whole number)				
No. of days in project Total #	of 10-day periods				
3) Calculate the estimated use fees:					
If b is 27 or less: fill out Section II.	is 28 or more: fill out Section III.				
Section II: Use Fee Estimation (up to 27 periods) find corresponding amount from b I: \$0.00 x					
Section III: Use Fee Estimation (if more than 1) Determine use fees for 1 st 27 periods 27: \$9.00	an 27 periods) X = c \$ square footage from a				
2) Determine number of additional 10-day periods Enter amount from b	minus 27 = d (additional 10-day periods)				
3) Determine use fees for additional 10-day periods Enter amount from d X \$1.20	X = e \$ square footage from a				
	Use Fees for 1 st 27 periods r additional 10-day periods + e \$ Total \$				

Example E - Variable Size, Start Dates and Durations

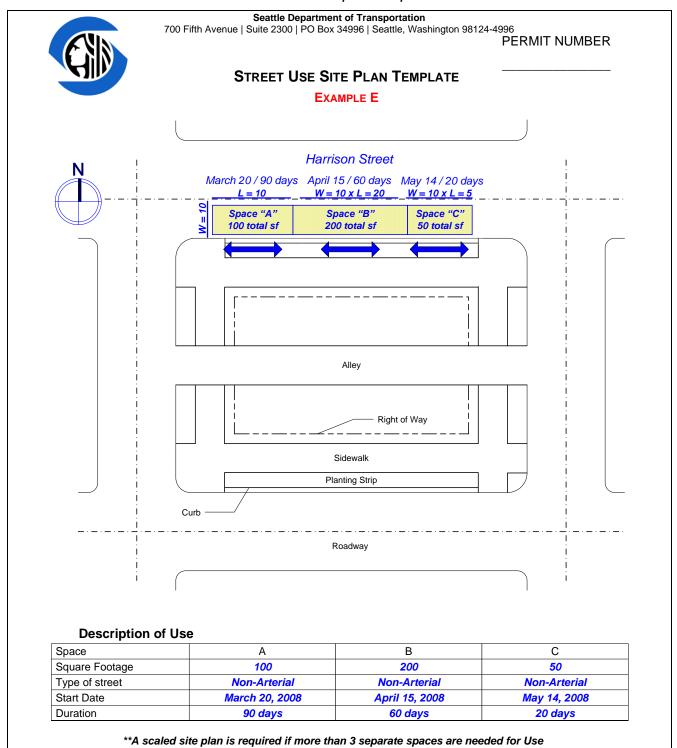
Template Conditions

- * Variable square footage
- * Same type of street
- *Staggered start dates with variable durations

Result

*Use fees escalate according to the fee schedule for each separate space

*Use fee starts at lowest rate for each additional separate space identified



Use Fee Estimation Worksheet Example E - Variable Size, Start Dates and Durations Non-Arterial / Space A

Section I: Determine area of use and 10-day periods for calculation of use fees				
1) Determine Area of Use (Square Footage):				
10 = a100				
Length (Lineal feet) Width (Lineal feet) Area/Square Footage (sf)				
2) Determine number of "10-day periods" based on the duration of Project:				
90 divided by 10 = b 9 (round up to the nearest whole number)				
No. of days in project Total # of 10-day periods				
3) Calculate the estimated use fees:				
If b is 27 or less: fill out Section II. If b is 28 or more: fill out Section III.				
Section II: Use Fee Estimation (up to 27 periods) find corresponding amount from				
Section III: Use Fee Estimation (if more than 27 periods) 1) Determine use fees for 1 st 27 periods 27: \$9.00 X = c \$				
2) Determine number of additional 10-day periods Enter amount from b minus 27 = d (additional 10-day periods)				
3) Determine use fees for additional 10-day periods Enter amount from d X \$1.20 X = e \$ square footage from a				
Use Fees for 1 st 27 periods c \$ Use Fees for additional 10-day periods + e \$ Total \$				

Use Fee Estimation Worksheet Example E - Variable Size, Start Dates and Durations Non-Arterial / Space B

Section I: Determine area of use and 10-day periods for	calculation of use fees
1) Determine Area of Use (Square Footage):	
x =	a 200
Length (Lineal feet) Width (Lineal feet)	Area/Square Footage (sf)
2) Determine number of "10-day periods" based on the duration	on of Project:
60 divided by 10 = b 6	(round up to the nearest whole number)
No. of days in project Total # of 10-day periods	S
3) Calculate the estimated use fees:	no fill out Continu III
If b is 27 or less: fill out Section II. If b is 28 or mo	re: fill out Section III.
Section II: Use Fee Estimation (up to 27 periods) find corresponding amount from b find correspond	ling amount from b
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8: \$0.50 x (sf) = \$ 22: \$5.00	X (sf) = \$
	X (sf) = \$
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Section III: Use Fee Estimation (if more than 27 periods	3)
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square foota	ge from <u>a</u>
2) Determine number of additional 10-day periods Enter amount from b	minus 27 = d (additional 10-day periods)
3) Determine use fees for additional 10-day periods	
Enter amount from d X \$1.20 X	= e \$
square foota	ge from a
Use Fees for 1 st	27 periods c \$
Use Fees for additional 10-d	
	Total \$

Use Fee Estimation Worksheet Example E - Variable Size, Start Dates and Durations Non-Arterial / Space C

Section I: Determine area of use and 10-da 1) Determine Area of Use (Square Footage):	y periods for	calcul	ation of use fees
5 x 10	=	a	50
Length (Lineal feet) Width (Line	eal feet)		Area/Square Footage (sf)
2) Determine number of "10-day periods" base	d on the duration	on of P	roject:
20 divided by 10 = b	2	(rou	nd up to the nearest whole number)
No. of days in project Total #	of 10-day periods	s ·	
3) Calculate the estimated use fees:	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		
If b is 27 or less: fill out Section II.	b is 28 or mo	re: fill o	ut Section III.
Section II: Use Fee Estimation (up to 27 pe	eriods)		
find corresponding amount from b	find correspond	ling amo	unt from b
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2: \$0.00 x 50 (sf) = \$ 0.00			(sf) = \$
3: \$0.00 x (sf) = \$	17: \$2.60	Χ	(sf) = \$
4: \$0.10 x (sf) = \$		X	
5: \$0.20 x (sf) = \$ 6: \$0.30 x (sf) = \$		X	
6: \$0.30 x (sf) = \$ 7: \$0.40 x (sf) = \$		x	
8: \$0.50 x (sf) = \$		X	
9: \$0.60 x (sf) = \$	23: \$5.80	X	(sf) = \$
10: \$0.80 X (sf) = \$		X	
11: \$1.00 x (sf) = \$ 12: \$1.20 x (sf) = \$		X	
12: \$1.20 x (sf) = \$ 13 \$1.40 x (sf) = \$		x	
14 \$1.60 X (sf) = \$			(c./,
Section III: Use Fee Estimation (if more than 1) Determine use fees for 1 st 27 periods 27: \$9.00	an 27 periods	s)	= c \$
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3) Determine use fees for additional 10-day periods Enter amount from d X \$1.20	Xsquare foota	ge from	= e \$
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